

PC10491A

**CONFIRMATION NO: 6255** 

## IN THE UNITED STATES PATENT & TRADEMARK OFFICE

APPLICANT: MARK C. NOE, ET AL

EXAMINER: THOMAS C.

MCKENZIE

SERIAL NO. : 09/635,433

ART UNIT

: 1623

**FILED** 

: AUGUST 10, 2000

PAPER NO

FOR

: SELECTIVE INHIBITION OF AGGRECANASE IN OSTEOARTHRITIS

TREATMENT

## INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(c))

Mail Stop Amendment Commissioner for Patents PO BOX 1450 Alexandria, Virginia 22313-1450

## Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted after the mailing date of a first Office Action on-the-merits, but before the mailing date of a final action under 37 C.F.R. §1.113, and before the mailing date of the Notice of Allowance under 37 C.F.R. § 1.311.

Authorization is hereby given to charge the required fee under 37 C.F.R. § 1.17(p), any other necessary filing fees and any additional fees or credit any overpayment to Deposit Account 23-0455.

Respectfully submitted,

Dated: Deula 8, 2004

Registration No. 47,413 Warner-Lambert Company 2800 Plymouth Road

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Confirmation No. 6255

PTO/SB/08A (08-03)

Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction A required to respond to a collection of information unless it contains a valid OMB control number.

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known			
Application Number	09/635,433		
Filing Date	August 10, 2000		
First Named Inventor	Mark C. Noe, et al		
Art Unit	1624		
Examiner Name	Thomas C. McKenzie		
Attorney Docket Number	PC10491A		

U. S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Document Number  Number-Kind Code <sup>2 (f known)</sup>	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevan Figures Appear	
		US- c soo soo D1	07.00.000	Kim E McClaus at al		
		<sup>US-</sup> 6,599,890 B1	07-29-2003	Kim F. McClure, et al		
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FOREIGN PATENT DOCUMENTS						
Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages		
	Country Code <sup>3 -</sup> Number <sup>4 -</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T <sup>6</sup>	
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		Cite No.1 Foreign Patent Document	Cite No.1 Publication Date MM-DD-YYYY	Cite No.1 Profession Patent Document Publication Name of Patentee or Applicant of Cited Document MM-DD-YYYY	Cite No.1 Poreign Patent Document Publication Name of Patentee or No.1 Date Applicant of Cited Document Where Relevant Passages Or Relevant Figures Appear	

Examiner   Date	
Signature Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at <a href="https://www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. Senter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND** TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

ustomer No. 28880 Confirmation No. 6255 PTO/SB/17 (10-04) Approved for use through 07/31/2006. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Complete if Known E TRANSMITTAL TIENT & TR 09/635,433 Application Number August 10, 2000 Filing Date for FY 2005 Mark C. Noe, et al First Named Inventor Effective 10/01/2004. Patent fees are subject to annual revision. **Examiner Name** Thomas C. McKenzie Applicant claims small entity status. See 37 CFR 1.27 Art Unit 1624 (\$) 180.00TOTAL AMOUNT OF PAYMENT PC10491A Attorney Docket No METHOD OF PAYMENT (check all that apply) FEE CALCULATION (continued) Money Order 3. ADDITIONAL FEES Credit card Other None Large Entity | Small Entity ✓ Deposit Account: Fee Fee Fee Fee Description Deposit Code Code (\$) (\$) Fee Paid 23-0455 Account 2051 130 1051 65 Surcharge - late filing fee or oath Number Deposit 1052 50 2052 Surcharge - late provisional filing fee or Warner-Lambert Company LLC Account cover sheet Name 1053 130 1053 130 Non-English specification e Director is authorized to: (check all that apply) 1812 2,520 For filing a request for ex parte reexamination 1812 2,520 Charge fee(s) indicated below Credit any overpayments

1804 920 1804 920\* Requesting publication of SIR prior to Charge any additional fee(s) or any underpayment of fee(s) Charge fee(s) indicated below, except for the filing fee Requesting publication of SIR after 1805 1.840 1805 1.840\* to the above-identified deposit account. Examiner action 1251 110 2251 55 Extension for reply within first month **FEE CALCULATION** 2252 215 Extension for reply within second month 1252 430 1. BASIC FILING FEE 980 2253 arge Entity Small Entity 1253 490 Extension for reply within third month Fee Paid Fee Description 1254 1.530 2254 765 Extension for reply within fourth month 2255 1,040 Extension for reply within fifth month 1255 2.080 1001 790 2001 395 Utility filing fee 1002 350 2002 175 Design filing fee 1401 340 2401 170 Notice of Appeal 1003 550 2003 275 Plant filing fee 1402 340 2402 170 Filing a brief in support of an appeal 300 2403 150 Request for oral hearing 1004 790 2004 395 1403 Reissue filing fce 1005 160 2005 Provisional filing fee 1451 1.510 1451 1,510 Petition to institute a public use proceeding 2452 1452 **SUBTOTAL (1)** (\$) 0.00 110 55 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unintentional 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE 1501 1,370 2501 685 Utility issue fee (or reissue) Fee from Fee Paid Extra Claims below 1502 490 2502 245 Design issue fee **Total Claims** x 18.00 <u>-[\$0.00</u> -20 1503 660 2503 330 Plant issue fee Independent x 88.00 \$0.00 - 3\*\* = 1460 130 1460 130 Petitions to the Commissioner Multiple Dependent 1807 50 1807 50 Processing fee under 37 CFR 1.17(q) Large Entity Small Entity 180.00 1806 180 1806 180 Submission of Information Disclosure Stmt Fee Fee Fee Description Fee Fee 40 Recording each patent assignment per Code (\$) Code (\$) 8021 40 8021 property (times number of properties) 1202 18 2202 9 Claims in excess of 20 395 Filing a submission after final rejection (37 CFR 1.129(a)) 1809 790 2809 1201 88 2201 Independent claims in excess of 3 44 1203 300 2203 150 Multiple dependent claim, if not paid 1810 790 2810 395 For each additional invention to be examined (37 CFR 1.129(b)) \*\* Reissue independent claims 1204 88 2204 over original patent 1801 790 2801 395 Request for Continued Examination (RCE)

SUBMITTED BY			(Complete	(Complete (if applicable))	
Name (Print/Type)	Eric J. Baude	Registration No.	47,413	Telephone	734-622-2095
Signature	Eri Gobante			Date	December 8, 2004

1802

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Other fee (specify)

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\*Reduced by Basic Filing Fee Paid

900 Request for expedited examination

SUBTOTAL (3)

(\$)180.00

of a design application

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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SUBTOTAL (2)

\*\*or number previously paid, if greater; For Reissues, see above

\*\* Reissue claims in excess of 20

(\$) 0.00

and over original patent